

Appl. No. : 10/882,001  
Filed : June 29, 2004

### **REMARKS**

Applicants respectfully submit that the amendments add no new matter and are fully supported by the application as originally filed.

#### **Amendments to the Claims**

Claims 1, 3, 4, 6-8, 9, 11-23, 25, 26, 28-46 have been cancelled.

Claims 65 and 66 have been amended to incorporate the limitation “wherein after storage for 1 week at room temperature said cleaning pad is substantially dry-to-the-touch and contains no visible liquid on the outside of the pad.” This limitation is supported by [0273] of the specification. Claims 65 and 66 have been amended to incorporate the limitation “57.5 to 84.5% water.” This limitation is supported by Table II, Example F and Table I, Example A.

#### **Newly Added**

New claims have been added. New Claim 67 is to a cleaning implement incorporating the same limitations as amended Claim 65. New Claims 68-81 are similar to original dependent claims.

#### **Specification**

The Examiner objected to “2% or more fragrance” as new matter. This limitation has been removed from Claims 65 and 66. The Examiner objected to “57.5% or greater water” as new matter. This limitation has been removed from Claims 65 and 66. The Examiner objected to “wherein said composition does not contain alkylbenzene sulfonate surfactant” as new matter. Claim 1 containing this limitation has been cancelled.

#### **Rejections under 35 U.S.C. §102**

The Examiner has indicated that the rejection of Claims 1, 8, 9, 12-16, 18, 20, 26, 30, 31, 34, 35, 38-40, 43, 44, 65 and 66 under 35 U.S.C. §102(b) as being anticipated by Kott et al. (US 6,303,556) will be reinstated upon cancellation of new matter. Claims 1, 8, 9, 12-16, 18, 20, 26, 30, 31, 34, 35, 38-40, 43, and 44 have been cancelled.

Claims 65 and 66 have been amended to incorporate the limitation “wherein after storage for 1 week at room temperature said cleaning pad is substantially dry-to-the-touch and contains no visible liquid on the outside of the pad.” Kott anticipates different uses other than storage of the cleaning composition in the cleaning pad and not a cleaning pad that is impregnated with a

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cleaning composition and is dry to the touch. "Dry-to-the-touch" is defined in paragraph 119 of the specification. It is a property of the cleaning pad or substrate and differs from prior art substrates that either contain substantially less water or that contain visible liquid on the outside of the substrate and drip under gravity without externally applied pressure. Kott does not describe specific loading of concentrated aqueous formulas onto substrates that results in cleaning pads that are dry to the touch and stay dry to the touch until use.

Kott anticipates a liquid in a bottle (col. 82, lines 9-12), a liquid in a spray dispenser (col. 82, lines 16-18), and in a container in a kit with a disposable cleaning pad (col. 82, lines 50-52). Kott anticipates immediate use with a cleaning pad, not storage in a cleaning pad. Therefore, Kott does not anticipate amended Claims 65 and 66.

#### **Rejections under 35 U.S.C. §103(a)**

1. The Examiner has rejected Claims 1, 3, 4, 6, 8, 9, 11-23, 25, 26, 28, 30-46, 65 and 66 under 35 U.S.C. §103(a) as being unpatentable over Kott et al. (US 6,303,556). Claims 1, 3, 4, 6, 8, 9, 11-23, 25, 26, 28, 30-46 have been cancelled. As described above, the limitations of amended Claims 65 and 66 are not obvious in view of Kott.

2. The Examiner has rejected Claims 1, 3, 4, 6, 8, 9, 12, 13, 16-23, 25, 26, 28, 30-46, 65 and 66 under 35 U.S.C. §103(a) as being unpatentable over Barnabas et al. (US 6,814,088). Claims 3, 4, 6, 8, 9, 12, 13, 16-23, 25, 26, 28, 30-46 have been cancelled.

Barnabas describes a process of cleaning a surface of wiping a surface using an aqueous composition or contacting the surface with an aqueous composition. (col. 20, lines 17-24) Barnabas also describes the wiping procedure as applying a test solution to the tile and then wiping with a pad. (col. 22, lines 34-42). Barnabas describes different uses other than storage of the cleaning composition in the cleaning pad and not a cleaning pad that is impregnated with a cleaning composition and is dry to the touch

3. The Examiner has rejected Claims 1, 3, 4, 6-9, 11-23, 25, 26, 28-46, 65 and 66 under 35 U.S.C. §103(a) as being unpatentable over Kott et al. (US 6,303,556) in view of Sherry (US 6,716,805). Claims 1, 3, 4, 6-9, 11-23, 25, 26, 28-46 have been cancelled.

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Sherry describes a process of cleaning a surface using a spray device and a buffing implement, or dosing using a roller, like a paint roller (col. 53, lines 46-49) or a pre-moistened wipe. (col. 54, lines 22-23) Sherry describes different uses other than storage of the cleaning composition in the cleaning pad and not a cleaning pad that is impregnated with a cleaning composition and is dry to the touch.

Accordingly, the objections to amended Claims 65 and 66, based on Kott, Barnabas, and Sherry are overcome and it is respectfully urged that they be withdrawn

### **CONCLUSIONS**

In view of the foregoing amendments and remarks, Applicants submit that the application is in condition for allowance. If, however, some issue remains which the Examiner feels may be addressed by Examiner's amendment, the Examiner is cordially invited to call the undersigned for authorization.

Please charge any additional fees, including fees for additional extensions of time, or credit overpayment to Deposit Account No. 03 2270.

Respectfully submitted,  
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